

Sept. 18, 2009



SNIPS

SPCC, EPCRA and RMP Frequently Asked Questions Database Ready for the Public

The U.S. Environmental Protection Agency (EPA) recently launched the Office of Emergency Management [Frequent Questions Database](#). In the database, you can browse and search frequently asked questions about the Emergency Planning and Community Right-to-Know Act ([EPCRA or SARA Title III](#)), Risk Management Plans (RMP) and Oil Pollution Prevention, which includes oil discharge regulations, spill prevention, control, and countermeasure (SPCC) plans and facility response plans (FRP). You can submit your own question if a similar one is not available in the database.

The EPA's Superfund, TRI, EPCRA, RMP and Oil Information Center is also available to answer questions via telephone from 10 a.m.-3 p.m. EST, Monday through Thursday. During May, June and July, extended hours are available from 9 a.m.-5 p.m. EST, Monday through Friday.

The contact telephone numbers for the information center include:
800-424-9346 – Toll Free
703-412-9810 – Metropolitan DC area and international calls
800-553-7672 – Toll Free TDD
703-412-3323 – Metropolitan DC area and international TDD

Proposed Administrative Regulation Amendments Are Available for Viewing

Pursuant to the notification requirements in KRS Chapter 13A, the Kentucky Division of Water submits for your information a proposed administrative regulation and Statement of Consideration (SOC) for 401 KAR 5:310, Surface water permit fees (Amended After Comments).

DCA Programs



Are you doing great things for the environment? Do you participate in voluntary environmental events? Does your workplace go above and beyond regulatory requirements? If you answered yes, then [KY EXCEL](#) is a program for you. [KY EXCEL](#) is a voluntary environmental leadership program where you can meet and interact with Kentucky's environmental leaders.



The [Operator Certification Program](#) trains and certifies wastewater and drinking water system operators to ensure that these environmental professionals are qualified and prepared to properly treat and protect Kentucky's water resources.



*The Kentucky Brownfield Program
Recycling the Commonwealth*

The [Brownfields Program](#) helps communities and property owners identify meaningful solutions that encourage the cleanup and redevelopment of underused,

The Kentucky Division of Water first filed this proposed regulation with the Legislative Research Commission (LRC) in July 2009, and the public hearing was on Aug. 25, 2009. In response to comments, the Division of Water made amendments to the administrative regulations and prepared an SOC. These were filed with LRC on Sept. 15, 2009.

401 KAR 5:310 increases and establishes fees. The table below gives a breakdown of amended and new fees for surface water permits.

The division posts all regulations and amendments that are filed with the LRC on its Web site at www.water.ky.gov. Filed regulations are also posted on the Legislative Research Commission's Web site at www.lrc.ky.gov.

If you have any questions, contact Abby Powell, the Regulations Coordinator at the Kentucky Division of Water, at 502-564-3410, ext. 4808, or e-mail abigail.powell@ky.gov.

EPA Expects to Revise Rules for Wastewater Discharges from Power Plants

The EPA plans to revise the existing standards for water discharges from coal-fired power plants to reduce pollution and better protect America's water. Wastewater discharged from coal ash ponds, air pollution control equipment and other equipment at power plants can contaminate drinking water sources, cause fish and other wildlife to die and create other detrimental environmental effects.

Earlier this year, the EPA completed a multi-year study of power plant wastewater discharges and concluded that current regulations, which were issued in 1982, have not kept pace with changes that have occurred in the electric power industry over the last three decades. Air pollution controls installed to remove pollution from smokestacks have made great strides in cleaning the air people breathe, saving lives and reducing respiratory and other illnesses. However, some of the equipment used to clean air emissions does so by scrubbing the boiler exhaust with water, and when the water is not properly managed, it sends the pollution to rivers and other bodies of water. Treatment technologies are available to remove these pollutants before they are discharged to waterways, but these systems have been installed at only a fraction of the power plants.

Once the new rule for electric power plants is finalized, the EPA and states would incorporate the new standards into wastewater discharge permits. More information about the EPA's study is provided in an interim report published in August 2008. A final study will be published later this year.

For more information on wastewater discharges from power plants, visit <http://www.epa.gov/waterscience/guide/steam/>.

contaminated properties.



Environmental laws can often be confusing and challenging. The [Environmental Compliance Assistance Program](#) helps regulated entities understand and comply with environmental obligations, advocates for entities underrepresented in the regulatory process and facilitates moving "beyond" compliance to environmental leadership.

EPA Releases Preliminary Results for Surface Coal-Mining Permit Reviews

The EPA announced today that it has identified 79 proposed surface coal-mining projects in four Appalachian states for further, detailed reviews of their pending permits. The extended reviews will be carried out under an enhanced coordination process between the EPA and the U. S. Army Corps of Engineers, developed under an interagency memorandum of understanding (MOU) on surface coal mining, facilitated by the Council on Environmental Quality and signed by the EPA, the Corps and the Department of Interior. The Corps and EPA will work together during this review process to ensure compliance with the Clean Water Act and the protection of this nation's public health and environment.

In the next 15 days, the EPA will be further evaluating the preliminary list of projects slated for further review and transmit a final list to the Corps. After that, issues of concern regarding particular permit applications will be addressed during a 60-day review process triggered when the Corps informs the EPA that a particular permit is ready for discussion.

The list of permits is being made available today on the EPA's Web site at the address below, along with additional information about the nature and outcome of the EPA review process. For more information on this list, go to <http://www.epa.gov/owow/wetlands/guidance/mining-screening.html>.

Gov. Beshear Keynote Speaker at Conference on the Environment

Gov. Steve Beshear will be the keynote speaker during the Leadership Award Dinner on Sept. 30, at the Governor's Conference on the Environment. At the end of last year when he launched "Intelligent Energy Choices for Kentucky's Future," the governor set a goal to reduce greenhouse gas emissions by 20 percent, increase coal research and create 40,000 energy jobs by 2025. During this year, the governor has made efforts to create a more energy efficient government and look toward an energy-independent Kentucky. Attend the conference and hear other goals Governor Beshear has set to make Kentucky a national energy leader. Visit www.dep.ky.gov/govconference for more information.

Brownfields Grant Applications Accepted Through Oct. 16

Applications for brownfields assessment, revolving loan fund and cleanup grants from the U.S. Environmental Protection Agency (EPA) are being accepted now through Oct. 16, 2009. These funds can be used for assessment and cleanup of brownfield sites, including those contaminated by hazardous

substances, petroleum or both.

There are two significant changes in the guidelines for the new fiscal year 2010 grant cycle:

- * Applicants for cleanup grants must own the sites that are the subject of their proposals at the time grant proposals are submitted.

- * Current recipients of a brownfields revolving loan fund cooperative agreement are not eligible to apply in the fiscal year 2010 competition. However, they may be eligible for supplemental revolving loan fund grants in early 2010.

Full guidelines for the grant competition are posted on the EPA Web page at <http://www.epa.gov/brownfields/applicat.htm>.

Kentucky Division of Compliance Assistance
300 Fair Oaks Lane, Frankfort, KY 40601
Phone: 800-926-8111
E-mail: envhelp@ky.gov

This message has been sent to past DCA clients and to individuals that have notified the division that they would like to receive information related to environmental compliance or environmental leadership. If you would like to be removed from this distribution list, please reply to this e-mail and we will promptly honor your request.

Compiled by Kenya Stump. For submittals, please send information to envhelp@ky.gov with the subject line of "SNIPS Submittal Information."